

**Court of Appeals, Division One**  
**Industrial Commission**

**1 CA-IC 14-0046**

**LANDON v. QUEMETCO/LIBERTY**

**Appellate Case Information**

Case Filed: 18-Jun-2014

Case Closed: 31-Jan-2017

Decision

**Dept/Composition**

**Department E**

Hon. Samuel A Thumma

Hon. Patricia A Orozco

Hon. Michael J Brown

**Side 1. CURTIS C. LANDON, Petitioner**

(Litigant Group) CURTIS C. LANDON

- Curtis C Landon

**Attorney for: Petitioner**

Robert J Hommel, Esq. (AZ Bar No. 9725)

**Side 2. THE INDUSTRIAL COMMISSION OF ARIZONA,  
, Respondent**

(Litigant Group) ICA

- Industrial Commission of Arizona

(Litigant Group) QUEMETCO METALS LIMITED, INC./LIBERTY INSURANCE CORP

- Quemetco Metals Limited Inc, Respondent Employer

**Attorney for: Respondent Employer/Carrier**

Lisa M LaMont, Esq. (AZ Bar No. 15610)

- Liberty Insurance Corporation, Respondent Carrier

**CASE STATUS**

Jan 31, 2017....Case Closed

PREDECESSOR CASE(S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
ICA 20121-150492**			Rachel C Morgan, Administrative Law Judge		
INSCA WC608-000000**			Comments: (none)		
ICA 20121-701361*			Rachel C Morgan, Administrative Law Judge		
INSCA WC608-A25774*			Comments: (none)		

**DESCENDENT CASE(S)**

ASC CV-16-0155-PR

**2 CASE DECISIONS**

**05-Mar-2015 MEMORANDUM DECISION**

\*\*\*Withdrawn\*\*\*

Withdrawn per order filed 6/9/16

Filed: 05-Mar-2015

Mandate:

Michael Brown.....Author

Samuel Thumma.....Concur

Patricia Orozco.....Concur

Decision Disposition

**Award Set Aside**

**09-Jun-2016 OPINION**

Michael Brown.....Author

Samuel Thumma.....Concur

Patricia Orozco.....Concur

Filed: 09-Jun-2016

Mandate: 31-Jan-2017

Decision Disposition

**Award Set Aside**

**35 PROCEEDING ENTRIES**

1. 18-Jun-2014 FILED: Petition for Special Action - Industrial Commission; Certificate of Service (Petitioner)

**Court of Appeals, Division One**  
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**35 PROCEEDING ENTRIES**

2. 20-Jun-2014 FILED: Writ of Review  
FILED: Certificate of Mailing re: Writ of Review
3. 23-Jun-2014 FILED: Notice of Appearance; Certificate of Service (Respondent)
4. 23-Jun-2014 RECEIPT No.: 2014-00776 ; \$280.00, Authorization: 74011891084, Applied to: CURTIS C. LANDON - Class A Filing Fee (\$280.00) Paid for: Robert J Hommel - By Integrated Resource Systems IN
5. 25-Jun-2014 RECEIPT No.: 2014-00801 ; \$140.00, Authorization: #75013084006, Applied to: QUEMETCO METALS LIMITED, INC./LIBERTY INSURANCE CO - Class B Filing Fee (\$140.00) Paid for: Klein Doherty Lundmark Barberich & La Mont PC - By Integrated Resource Systems IN
6. 3-Jul-2014 FILED: Notice of Appearance; Certificate of Service - Notice of Appearance (Respondent ICA)
7. 3-Jul-2014 FILED: Record on Appeal:  
Certified Claims: 4 Parts
8. 12-Aug-2014 FILED: Stipulation for Extension of Time to File Opening Brief; Certificate of Service (Petitioner)
9. 29-Aug-2014 ORDERED: Stipulation for Extension of Time to File Opening Brief = GRANTED. Due date EXTENDED from Wednesday, 08-06-2014 to Friday, 09-12-2014. Melina Brill ProTem Judge - Author
10. 12-Sep-2014 FILED: Petitioner's Opening Brief; Certificate of Compliance; Certificate of Service (Petitioner)
11. 12-Sep-2014 FILED: Appendix A; Appendix B; Appendix C; Appendix D (Petitioner)
12. 12-Sep-2014 FILED: Appendix E (Petitioner)
13. 22-Oct-2014 FILED: Answering Brief of Respondent Employer and Insurance Carrier; Certificate of Compliance; Certificate of Service (Respondent)
14. 22-Oct-2014 FILED: Appendices (Respondent)
15. 17-Nov-2014 FILED: Stipulation for Extension of Time to File Reply Brief; Certificate of Service (Petitioner)
16. 20-Nov-2014 ORDERED: Stipulation for Extension of Time to File Reply Brief = GRANTED. Due date EXTENDED from Monday, 11-17-2014 to Wednesday, 12-17-2014. Melina Brill ProTem Judge - Author
17. 8-Dec-2014 FILED: Petitioner's Reply Brief; Certificate of Compliance; Certificate of Service (Petitioner)
18. 31-Dec-2014 CLNDR: CONFERENCE, Department E, 2-11-15, COURTROOM 1.
19. 21-Jan-2015 ORDERED: vacating this matter from the 2/11/15 conference and resetting conference to 2/12/15. This matter will be conferenced without oral argument. Hon Samuel A Thumma - Author
20. 5-Mar-2015 MEMORANDUM DECISION (Award Set Aside) Hon Michael J Brown - Author; Hon Samuel A Thumma - Concur; Hon Patricia A Orozco - Concur (withdrawn per order filed 6/9/16 - rsl)
21. 5-Mar-2015 FILED: Memorandum Decision Distribution list
22. 16-Mar-2015 FILED: Motion for Publication; Certificate of Service (Petitioner)
23. 16-Mar-2015 FILED: Certificate of Compliance (for Motion for Publication) (Petitioner)
24. 20-Mar-2015 FILED: Respondents' Motion for Reconsideration; Certificate of Compliance; Certificate of Service (Respondent)
25. 31-Mar-2015 ORDERED: Respondent Employer/Carrier may file a response to motion for publication on/before 4/16/15. FURTHER ORDERED: Petitioner may file a response to motion for reconsideration on/before 4/16/15. FURTHER ORDERED: No replies shall be filed. Hon Michael J Brown - Author
26. 16-Apr-2015 FILED: Respondents' Response to Petitioner's Motion for Publication; Certificate of Service (Respondent Employer/Carrier)

**Court of Appeals, Division One****Industrial Commission****1 CA-IC 14-0046****LANDON v. QUEMETCO/LIBERTY****35 PROCEEDING ENTRIES**

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| 27. | 16-Apr-2015 | FILED: Petitioner's Response to Motion for Reconsideration; Order re: Response to Pending Motions; Certificate of Service (Petitioner)   |
| 28. | 13-Apr-2016 | ORDERED: (Notice of Case Status) Both motions are under active consideration and an order addressing them will be forthcoming. Hon Michael J Brown - Author  |
| 29. | 9-Jun-2016  | ORDERED: Respondents' Motion for Reconsideration (Respondent) = DENIED. FURTHER ORDERED: Motion for Publication; (Petitioner) = GRANTED. FURTHER ORDERED: Directing Clerk of Court to withdraw memorandum decision filed 3/5/15 and replacing it w/ Opinion filed herewith. Hon Michael J Brown - Author |
| 30. | 9-Jun-2016  | OPINION (Award Set Aside) Hon Michael J Brown - Author; Hon Samuel A Thumma - Concur; Hon Patricia A Orozco - Concur   |
| 31. | 9-Jun-2016  | FILED: Opinion Distribution List   |
| 32. | 8-Jul-2016  | FILED: Email Notice from ASC re: Petition for Review filed 7/8/16; request for partial record  |
| 33. | 8-Jul-2016  | FILED: Letter forwarding partial record to Arizona Supreme Court   |
| 34. | 10-Jan-2017 | FILED: Letter from ASC, 1/10/17, re: Petition for Review DENIED on 1/10/17   |
| 35. | 31-Jan-2017 | FILED: Mandate, Record returned to Industrial Commission of Arizona  |